SUPREME COURT, U. S.
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JAMES D. MAHER
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No. 116.

Supreme Court of the United States

OCTOBER TERM, 1916.

FERNAND VAUGHAN GASQUET,
Plaintiff in Error,

versus

GEORGE F. LAPEYRE AND J. MARTIAL LAPEYRE,
Defendants in Error.

MOTION TO CONSOLIDATE.

HAUSER PRINTING CO., "The Legal Printers," 720 Poydras St., N. O., La.

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Thos. Gilmore
Wm Winans Wall
Counsel for Plaintiff

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On motion of Fernand Vaughan Gasquet, plaintiff in error, through his attorneys, J. C. and Thos. Gilmore and Wm. Winans Wall, and on suggesting to the Court that a judgment was rendered in the Civil District Court, Parish of Orleans, State of Louisiana, interdicting mover; that he appealed to the Supreme Court of Louisiana; that while that appeal was pending in the Supreme Court of Louisiana he removed to the State of Tennessee, and became a

citizen of the State of Tennessee, and, under the laws of Tennessee, was pronounced sane and fully capable of managing his own estate and exercising all of the other rights and privileges of a citizen sui juris of that State by the verdict of a jury and judgment of the Probate Court of Shelby County, Tennessee; that, thereafter, plaintiff in error filed a certified copy of the record of the proceedings and judgment had in the Probate Court of Shelby County, Tennessee, in the Supreme Court of Louisiana in the interdiction proceedings then pending therein on appeal, and asked that the said proceedings be declared abated, or that the cause be remanded in order that full faith and credit might be given to said proceedings and judgment had in the Probate Court of Shelby County, Tennessee, which was refused, and thereupon this case was brought to this Court by a writ of error;

And on further suggesting to the Court that after never was adjudged by the Probate Court of Shelby County, Tennessee, to be a citizen of Tennessee, sane and capable of managing his property, by reason of said proceedings and judgment of the Probate Court of Shelby County, Tennessee, and the guarantee embodied in Sections 1 and 2 of Article 4 of the Constitution of the United States, brought suit in the United States District Court for the Eastern District of Louisiana, New Orleans Division, to obtain possession of his property in the State of Louisiana and an accounting from the executor of his mother's succession, in whose hands said property was held, and a partition of said succession among the heirs; that this case was decided adversely to never, who thereupon appealed to this Court, which case is docketed in this court as case of Vernon Vaughan Gaspard vs. Charles Payne Fenner, Administrator